



JAN 19 2016

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
Region 2, 290 Broadway, 17th Floor
New York, NY 10007

BY FOIA ONLINE & UPS

Ms. Joy M. Young
7075 Cayton Street
Houston, TX 77061

Re: Freedom of Information Act (FOIA) Request EPA-R2-2015-008606

Dear Ms. Young:

This will respond to your Freedom of Information Act ("FOIA") request EPA-R2-2015-008606 requesting correspondence between EPA Region 2 office and any representatives, agents of or contractors for the responsible parties of the Lower Passaic River Study Area of the Diamond Alkali Superfund Site between January 1, 2015 and July 2, 2015 (the time the FOIA request was processed), as well as minutes or other records of any meetings between those parties for the same period. This is EPA's final response.

EPA is releasing responsive information by uploading it to FOIAonline, with the exception of a collection of files that could not be successfully uploaded, which we are providing on the enclosed CD.

EPA is withholding the following documents under FOIA Exemption 5, 5 U.S.C. § 552(b)(5): summaries and attorney notes prepared by EPA Office of Regional Counsel related to two meetings between EPA and representative of CPG, on February 5, 2015 and May 28, 2015. These documents are withheld because they include attorney work product reflecting mental impressions, conclusions, opinions and/or legal theories.

You may appeal this partial denial response to the National Freedom of Information Officer, U.S. EPA, FOIA and Privacy Branch, 1200 Pennsylvania Avenue, N.W. (2822T), Washington, D.C. 20460 (U.S. Postal Service Only), E-mail: hq.foia@epa.gov. Only items mailed through the United States Postal Service may be delivered to 1200 Pennsylvania Avenue, N.W. If you are submitting your appeal via hand delivery, courier service or overnight delivery, you must address your correspondence to 1301 Constitution Avenue, N.W., Room 6416J, Washington, D.C. 20004.

Your appeal must be made in writing, and it must be submitted no later than 30 calendar days from the date of this letter. The Agency will not consider appeals received after the 30 calendar day limit. The appeal letter should clearly identify the determination being appealed, including the assigned FOIA request number shown above. For quickest possible handling, the appeal letter and its envelope should be marked "Freedom of Information Act Appeal." See 40 C.F.R. §2.104(j) for further information regarding appeals of adverse determinations under FOIA.

Pursuant to 40 C.F.R. § 2.107, EPA will transmit a bill for the costs incurred by EPA in searching our files, reproducing documents, and preparing our response to your FOIA request, which total \$616.00. You should receive the bill through FOIAonline, along with instructions for payment.

Please contact Sarah Flanagan of my staff at 212-637-3136 if you have any questions concerning this matter.

Sincerely yours,

A handwritten signature in black ink, appearing to read "Eric Schaaf", written in a cursive style.

Eric Schaaf
Regional Counsel

Enclosure

cc: Wanda Calderon (w/out encl.)
Jacqueline Ferreras-De Jesus (w/out encl.)